

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

Fiscal Year 2014-2015

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

October 16, 2014

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:00 a.m. on October 16, 2014. The following Board members were present: Catherine Dearman, RN, PhD, President; Francine Parker, EdD, MSN, RN, Vice-President; E. Laura Wright, PhD, MNA, CRNA, Secretary; Pamela Autrey, PhD., MSN, RN; Cheryl Bailey, RN, BSN, MBA; Melissa Bullard, LPN; Miriam Ellerbe, LPN; Gregory Howard, LPN; Chrystabell King, LPN; Amy Price, MSN, RN; and Carol Stewart, CRNP, MSN. Leslie Vinson, Executive Secretary/Recorder was present. Staff members attending portions of the meeting were: Christie Davis, Chief Financial Officer; Karen Grimes, Docket Clerk; Honor Ingels, Chief Legislative and Information Officer; Charlene Cotton, MSN, RN, Advanced Practice; Joyce Jeter, MSN, RN, Practice/Continuing Education; Cathy Russell, MSN, RN, PhD, Nursing Education Consultant; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Dawn Daniel, MSN, RN, Probation Nurse Consultant; Peggy Benson, MSN, RN, Deputy Director; LaDonna Patton, MSN, RN, Legal Nurse Consultant; Patrick Samuelson, Assistant General Counsel; and Alice Maples Henley, Deputy Attorney General/General Counsel.

B. Declaration of Quorum

A quorum was declared with eleven Board members present. Gladys Davis Hill, MSN, RN, arrived at 9:03; and Vicki P. Karolewics, Ed.D., arrived at 9:12 a.m.

C. Statement of Compliance with Open Meetings Act

Prior notice of this meeting was posted on the Secretary of State's web site in accordance with the Alabama Open Meetings Act.

D. Review of Agenda

1. Additions, Modifications, Reordering
2. Adoption of Agenda

On October 16, Dr. Parker moved that the Board approve the Agenda. Dr. Wright seconded. Motion carried without objection.

II. ADVANCED PRACTICE

A. Collaborative Practice Applications

Ms. Cotton reported that the roster includes all applications for collaborative practice that were completed by September 22, 2014. The Joint Committee met on October 14 to review the applications as listed in the roster. The Board of Medical Examiners (BME) met on October 15, 2014.

Ms. Cotton provided copies of the roster of applications for the Board's review and approval.

On October 16, Dr. Wright moved that the Board defer action on the following collaborative practice applications due to failure to submit payment to the Board of Medical Examiners (BME): 1) Sarah Covington, 1-049268, and Dr. Shane Cunningham, DO634; 2) Nancy Gaudet, 1-092613. And Dr. Warren Glen Tyon, 28017; 3) Steadman McPeters, 1-106689, and Dr. Mark Vernon Sapp, 32039; 4) Sylvia Minger, 1-093546, and Dr. Audrey Hodge, 26270; 5) Josh Nelson, 1-123785, and Dr. Mark Samuel Eich, 25541; 6) Benjamin D. Campbell, 1-044442, and Dr. David C. Cleveland, 9252; and 7) Ira Shrestha, 1-111664, and Dr. Robert Chadband, 15685. Mr. Howard seconded. Motion carried without objection.

On October 16, Dr. Wright moved that the Board approve the following collaborative practice applications from the date of temporary approval through date of termination: 1) Mary Swindal, 1-076706, and Dr. Francisco Huidor, 25202; 2) Amanda Flaherty, 1-119243, and Dr. William O'Byrne, 22138; 3) Rebecca Gooch, 1-112103, and Dr. William O'Byrne, 22138; 4) Michael Murdock, 1-030571, and Dr. Alvin Tenchavez, 24782; 5) Jessica Campbell, 1-092091, and Dr. Muhammad Akbar, 27542; 6) Blair Carmichael-Lober, 1-123864, and Dr. Anthony Ciulla, 16732; 7) Blair Carmichael-Lober, 1-123864,

and Dr. Rhonda Carter, 22402; 8) Jessica Henderson, 1-129486, and Dr. Bradley Carden, 7157; 9) Mary Ellen Burgess-Parker, 1-073481, and Dr. James Austin, DO-0272; 10) Martha McPherson, 1-108419, and Dr. Robert Murray, 7868; and 11) Susan Miller, 1-110128, and Dr. Tracy Pool, 18295.

The following applications were withdrawn: 1) Alice Keeton, 1-052368, and Dr. Jack Taylor, 12828; 2) Alice Keeton, 1-052368, and Dr. Joshua Vacik, 26253; 3) Alice Keeton, 1-052368, and Dr. Jack McLendon, 11461; 4) Charlene Penn, 1-098990, and Dr. Jack McLendon, 11461; 5) Katharine Hart, 1-134513, and Dr. Ramachandra Bhat, 33359; 6) Barbara Brutkiewicz, 1-082342, and Dr. Ramachandra Bhat, 33359; and 7) Jessica Entrekin, 1-122465, and Dr. Jitesh Kar, 33262.

On October 16, Ms. Bullard moved that the Board approve the collaborative practice agreements for standard protocol, standard formulary for items 1-1 through 142-1, as stated in the roster, excluding those deferred due to unpaid physician's fee. Ms. King seconded. Motion carried without objection.

On October 16, Mr. Howard moved that the Board approve the collaborative practice agreements for standard protocol, standard formulary, additional duties and/or specialty formulary for roster items 143-2 through 173-2, excluding item 144-2; and approve the collaborative practice and neonatal specialty protocol for Laurie Borst, 1-063569, and Dr. Hannah Hightower, 29264, and deny the request for Ms. Borst to perform central line insertion at the internal jugular, subject to clarification of the protocol for neonatal line insertion, excluding those deferred due to unpaid physician's fee. Dr. Wright seconded. Motion carried without objection.

On October 16, Ms. Price moved that the Board approve the modifications to existing collaborative practice for additional locations, duties and/or restricted drug classifications for roster items 174-3 through 263-3, with the following exceptions: deny the request to perform medium depth chemical peel and approve the request to perform superficial chemical peel for Jennifer Gafnea, 1-119628, and Dr. Bryan Anthony McClelland, 8566; and deny the request for superficial and medium depth chemical peel due to failure to reply to BME request for clarification of the qualifications and proposed protocol for Diantha Miller, 1-054953, and Dr. Michael Boucher, 16746. Dr. Wright seconded. Motion carried without objection.

B. Exemption from Physician FTE Limit

Ms. Cotton reported that Dr. Peter Strogov, Fort Payne pediatrician, submitted a request to the Alabama Board of Medical Examiners for temporary relief from the rule that limits the weekly hours for all CRNP, CNM and PA personnel practicing with the physician. The total hours per week for these three categories of personnel cannot exceed 120 scheduled hours per week.

Several pediatricians in Fort Payne have retired, and Dr. Strogov expects a new physician to join his practice in November 2014. He requests an allowance for one additional full-time person until the new physician is in the practice. One or more CRNPs will be assigned to collaborate with the new physician.

The Alabama Board of Medical Examiners, at the meeting in September, granted an exemption from the limit, allowing one additional FTE until December 31, 2014, and referred the request to the Joint Committee for recommendation to the Board of Nursing.

Ms. Cotton provided copies of the request for the Board's information and review.

On October 16, Ms. Stewart moved that the Board grant a temporary exemption to the limit on CRNP and CNM personnel to Dr. Peter Strogov, allowing one additional full-time equivalent (FTE) for a total of four FTE effective immediately and ending December 31, 2014. Ms. King seconded. Motion carried without objection.

C. Criteria for Mid-Level and Advanced Critical Care Protocol

Ms. Cotton reported that the BME continues to review and revise their criteria for CRNPs and PAs in critical care practice settings who request central line placement privileges for: 1) Internal jugular central venous line; 2) Femoral central venous line; 3) Radial arterial line; and 4) Femoral arterial line.

Under the previous criteria, a CRNP or PA could meet the minimum standard for the privilege of femoral arterial line placement by performing 25 procedures in the simulation lab practicing for the four anatomic locations, plus a mix of twenty-four live procedures for radial artery, femoral vein and internal jugular vein on living patients, plus one live femoral artery line placement on a living patient. Although, the principles of line placement are

similar for all four locations, the three other locations do not present the combined hazards associated with pulsating arterial pressure in the large femoral artery, surrounded by soft-tissue and limited skeletal support for control of unintended bleeding by means of external pressure on the groin.

The revised criteria require documented physician-supervised performance of at least five of each requested procedure. The revised criteria maintain the option for 50% of the supervised procedures to occur in the simulation lab.

Ms. Cotton provided copies of BME Mid-level Practitioner Skills Protocol, revised ABN Critical Care Specialty Protocol Mid-level, and revised ABN Critical Care Specialty Protocol Advanced level for the Board's information and review.

On October 16, Dr. Wright moved that the Board accept the criteria for Mid-level and advanced critical care protocol, as revised by the Board of Medical Examiners and recommended by the Joint Committee for Advanced Practice Nursing. Mr. Howard seconded. Motion carried without objection.

D. Orthopaedic Specialty Protocol Revisions

Ms. Cotton reported that the Orthopaedic Specialty Protocol was approved and rolled out in April 2014 as part of the new changes to the CRNP/CNM standard and specialty protocols.

The revised protocol will bring clarity to the protocol and aid in better understanding of the flow of information and what is required by the ABN and the ABME to facilitate approval.

Ms. Cotton provided copies of the current Orthopaedic Specialty Protocol and the revised protocol for the Board's information and review.

On October 16, Ms. Stewart moved that the Board accept the Orthopaedic Specialty protocol as revised and as recommended by the Joint Committee for Advanced Practice Nursing. Ms. King seconded. Motion carried without objection.

E. Additional Skill: IUD Insertion by Adult Health CRNP

Ms. Cotton reported that Intrauterine device (IUD) insertion is listed in the Standard Protocol for Women's Health Nurse Practitioner (WHNP) and Family Nurse Practitioner (FNP), as

adopted in April 2014. Prior to that, WHNP and FNP had to individually request approval for IUD insertion in each collaborative practice application.

Ms. Aplin completed graduate coursework at UAB in the Women's Health NP curriculum before changing to the Adult NP curriculum. Her education and practicum did not meet the certification criteria for Women's Health NP. She was certified as an Adult Health Nurse Practitioner in 2012. The application outlines the procedure, the plan for instruction and competence development.

Ms. Cotton provided copies of the request for the Board's information and review.

The Board reviewed and discussed the information provided.

On October 16, Dr. Wright moved that the Board approve intrauterine device (IUD) insertion as an additional skill for adult nurse practitioners as requested. Ms. Stewart seconded.

After discussion, Dr. Wright amended her motion.

On October 16, Dr. Wright moved that the Board approve intrauterine device insertion as an additional skill for Karen Alpin. Ms. Stewart seconded. Motion carried without objection.

III. FINANCE

A. FY 2016 Budget Approval

Ms. Davis reported that the FY 2016 budget will be due in the budget office on November 1, 2014. The proposed budget is typically presented at a Board meeting before the due date so that it can be submitted by the deadline.

Ms. Davis provided copies of the FY 2016 proposed budget assumptions and the FY 2016 proposed budget worksheet for the Board's information and review.

The Board reviewed and discussed the proposed budget.

On October 16, Mr. Howard moved that the Board approve the FY 2016 proposed ABN Trust Fund expenditure budget. Ms. Hill seconded. Motion carried without objection.

IV. EXECUTIVE COMMITTEE

A. AL-HAC Request

Dr. Dearman reported that the Board reviewed a request from AL-HAC in May and allowed for the addition of several questions to the renewal application. Dr. Dearman, Ms. Price and Ms. Lee met with Dr. Kathleen Ladnier, Shana Berry, and Dr. Martha Dawson, AL-HAC representatives, on October 15. Carol Ratcliffe participated in the meeting by teleconference. The discussion centered around the items that the Board cannot deliver. AL-HAC wants information on nursing faculty and that information is not available in the Board's licensing database. All of AL-HAC's questions were answered and they seemed to be satisfied.

AL-HAC representatives asked the Board to consider two things: 1) enter, as nursing leaders in the state, into a discussion with ACAPNEP, ASNA and ALAONE as to how to move forward with data collection; and 2) consider authorizing the staff to change the database to make it more reflective of the national minimum dataset.

Dr. Dearman reported that AL-HAC representatives were informed that the Board can provide aggregated data but not individual data because it is a violation of State law.

AL-HAC would like to have the data by December 15. Dr. Dearman informed them that that would not be possible because renewal is not over until December 31, 2014. It will be February 2015 before the data can be provided.

Ms. Price reported that the Board needs education on how other states are producing workforce data, with respect to nursing, using the national minimum dataset.

Dr. Dearman reported that the Board would have a discussion about the pros and cons of a new database at a future Board meeting.

On October 16, Ms. King moved that the Board enter into a dialogue with ACAPNEP and other professional nursing organizations and associations in the State of Alabama about the future of nursing workforce and where the Board needs to go for that information. Ms. Stewart seconded. Motion carried without objection.

V. EXECUTIVE OFFICER

A. Alabama Nursing Hall of Fame

Ms. Benson reported that the Capstone College of Nursing at the University of Alabama instituted the Alabama Nursing Hall of Fame. Every two years the Board receives information about the requirements for nominations as well as an invitation to nominate individuals. The Board nominated at least one individual since the Hall of Fame began and a number of former Board members and staff have been inducted into the Hall of Fame.

There will be an induction in 2015 and an invitation was received to submit nominations. The deadline for nominations is 2014.

Ms. Benson provided copies of the Alabama Nursing Hall of Fame information for the Board's information and review.

On October 16, Mr. Howard moved that the Board nominate Ms. Lee and that she not be asked to do her own nomination. Dr. Wright seconded. Motion carried without objection.

B. National Transportation Safety Board Memorandum

Ms. Benson reported that communication received from the National Transportation Safety Board requested that Alabama licensing boards use communication tools to advise health care providers to counsel patients about pain medications and concerns about transportation. The communication was sent to nurses on the Board's list serves. If other action needs to occur with the communication, direction from the Board would be useful.

Ms. Benson provided copies of the correspondence from the National Transportation Safety Board for the Board's information and review.

After discussion, the Board determined that no other action needs to occur.

C. Glucagon Training Guidelines

Ms. Jeter reported that Act 2014-437 required that the State Department of Education (SDE) develop training guidelines "in consultation with the Alabama Board of Nursing" for the administration of glucagon by unlicensed school personnel. There is a Safe at Schools Task Force through SDE comprised of school

nurses from various type systems. The Task Force took the approved curriculum and training developed following the glucagon pilot study in 2013 and came up with the training guidelines.

Ms. Jeter provided copies of the glucagon documents and Foreword for the Board's information and review.

The Board reviewed the proposed glucagon training guidelines.

Dr. Dearman pointed out some typos and Dr. Parker suggested using the same term throughout the document, such as student, child or person. Chose one and be consistent.

On October 16, Ms. Price moved that the Board approve the proposed Glucagon training guidelines with edits. Ms. King seconded. Motion carried without objection.

VI. LEGAL

A. Revisions to Discipline Shells

Ms. Henley reported that the Board approves discipline shells for use by staff in offering consent orders to applicants and nurses whose conduct violates the Board's laws. The Board also uses these shells when crafting orders following administrative hearings. This year the Board amended Chapters Eight and Thirteen of the ABN Administrative Code, pertaining to disciplinary actions and the Voluntary Disciplinary Alternative Program. Revisions to the Board's discipline shells are necessary due to the changes to the rules and information from Board staff members who implement the Board's orders.

Board staff members have reviewed the provisions of the Board's discipline shells and have prepared proposed revisions to various stipulations used in these shells. Some changes are substantive, and others are stylistic.

Ms. Henley reviewed the proposed revisions.

Ms. Henley provided copies of the proposed revisions to discipline shells for the Board's information and review.

The Board reviewed and discussed the proposed revisions and made minor changes.

On October 16, Ms. Bullard moved that the Board approve the

proposed revisions to the discipline shells, as amended, excluding number four, Employment-Supervision Restriction. Mr. Howard seconded. Motion carried without objection.

Ms. Henley reported that stipulation number four will be reviewed again at a future Board meeting.

VII. NEXT MEETING DATE: November 13-14, 2014, 9:00 a.m., RSA Plaza, Suite 350

VIII. OTHER

- Dr. Autrey reported that she has been hearing that patients will be shipped out to one of four major hospitals if they are diagnosed with Ebola.
- Ms. Benson reported that she received an email from the Georgia Board of Nursing with information about how to care for patients with Ebola.
- The Board discussed their concerns that the hospitals in Alabama do not have the proper equipment or enough of it to protect healthcare providers.
- The Board discussed the possibility of nurses refusing to provide care to Ebola patients and the Board's definition of abandonment.
- The Board discussed the way the nurse from Texas was treated in the media.
- Dr. Dearman welcomed the students from Southern Union State Community College.
- A Public Hearing was held for proposed revisions to ABN Administrative Code, Chapter 610-X-4-.14, Fees, and Chapter 610-X-7-.10, Delegation of Administration of Glucagon and Insulin in the School Setting.

IX. BOARD MEETING DEBRIEFING

- Dr. Dearman reported that Board member attendance was brought up at the September Board meeting. As a result, Ms. Lee prepared a Board member attendance report. A Board member attendance report used to be provided at every other Board meeting. Dr. Dearman asked the Board if they wanted to reinstate the Board member attendance report. Dr. Dearman displayed the report of Board member attendance for CY 2014.
- Dr. Autrey reported that she doesn't see the need for a Board member attendance report if no action is going to be taken for excessive absenteeism.

- Ms. King reported that Board members need to take their obligation more seriously.
- Ms. Henley reported that should the Board not have a quorum on the day discipline is reviewed; the law states that if the Board does not take action within thirty days of the Hearing Officer's Recommendation, the Hearing Officer's Recommendation becomes the final Order of the Board.
- Dr. Karolewics reported that the attendance report is incorrect. She believes she was present on April 17, May 15, and July 18.
- The Board discussed doing something for the staff in December.
- Ms. Price was not present from 1:00 to 1:25 p.m. during the Public Hearing and the Debriefing.

X. ADJOURNMENT

The meeting adjourned at 1:25 p.m. on October 16, 2014.

Catherine Dearman, President

E. Laura Wright, Secretary

Submitted by: _____
 Leslie Vinson, Recorder
 10/16/2014